

Serial No. 10/025,998

Allowance were the cause of the alleged abandonment of the present application. There is no factual basis for those statements.

Attached hereto is a copy of applicants' attorneys' file copy of the "PART B-FEE(S) TRANSMITTAL" USPTO form PTOL-85, completed and executed for filing on February 2, 2006 [Appendix A, attached]. Also attached as Appendix B is a copy of this law firm's check stub corresponding to a check, No. 410824, dated 2/1/2006, made to Director of the U.S. Patent and Trademark Office in the amount of \$1,700.00 for "Issue Fee (28951.1130)" applicants' attorneys' reference number for the above-identified application.

Further attached as Appendix C is a copy of applicants' attorneys' firm's receipt postcard showing that "FEE(S) TRANSMITTAL w/ \$1,700 check #410824" was filed in the USPTO as evidenced by the USPTO receipt date stamped February 2, 2006.

The above-discussed evidence attached hereto demonstrates that applicant's undersigned attorneys duly paid the issue fee and publication fee which were duly received by the USPTO on February 2, 2006.

Accordingly, withdrawal of the erroneous "Notice of Abandonment" and restoration of this application to pending status are hereby requested.

In the event that it is necessary, this request may be treated as a Petition Under 37 CFR 1.181 et seq., and any appropriate fees therefore may be charged to Deposit Account No. 19-4293, although

Serial No. 10/025,998

in the circumstances of this case applicants believe that no fees should be charged, and if changed all such fees should be refunded.

Should any USPTO personnel have any further questions concerning this matter, they are invited to telephone applicants' undersigned attorney at the number listed below.

Respectfully submitted,


STEPTOE & JOHNSON LLP

June 1, 2006
Date

RWP/tlpdg

Attorney Docket No.: 28951.1130

STEPTOE & JOHNSON LLP
1330 Connecticut Avenue, N.W.
Washington, DC 20036-1795
Tel: (202) 429-3000



Roger W. Parkhurst
Registration No. 25,177

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 or Fax (571) 273-2885



INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

27890 7590 12/15/2005

STEPTOE & JOHNSON LLP
 1330 CONNECTICUT AVENUE, N.W.
 WASHINGTON, DC 20036

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

| |
|--------------------|
| (Depositor's name) |
| (Signature) |
| (Date) |

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/025,993 | 12/26/2001 | Masayoshi Abe | HYAE: 130 | 7784 |

TITLE OF INVENTION: OPTICAL DISK CONTROL DEVICE FOR TIME-DIVISION-MULTIPLEXING AND A/D CONVERSION

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | NO | \$1400 | \$300 | \$1700 | 03/15/2006 |

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|----------------------|----------|----------------|
| BATTAGLIA, MICHAEL V | 2652 | 369-059270 |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47, Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

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3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

Kadoma-shi, Japan

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 19-4293 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Roger W. Parkhurst
 Typed or printed name Roger W. Parkhurst

Date February 2, 2006Registration No. 25,177

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

APPENDIX A

**STEPTOE & JOHNSON LLP**

| VENDOR # | | VENDOR NAME | | | CHECK # | CHECK DATE |
|---------------|------------|--|--|----------|----------|-------------|
| 11398 | | DIRECTOR OF THE U.S. PATENT AND TRADEMARK OFFICE | | | 410824 | 02/01/2006 |
| VOUCHER # | INV DATE | INVOICE # | COMMENTS | GROSS | DISCOUNT | AMOUNT PAID |
| 524081 | 02/01/2006 | 1139802012006C | Issue Fee (28951.1130) <i>ATTORNEY CHECK NUMBER</i> | 1,700.00 | 0.00 | 1,700.00 |
| CHECK TOTALS | | | | 1,700.00 | 0.00 | 1,700.00 |
| CUSTOMER REF# | | | | | | |

APPENDIX B



Docket Administrator
Box PTO
Steptoe & Johnson
1330 Connecticut Avenue NW
Washington, DC 20036-1795

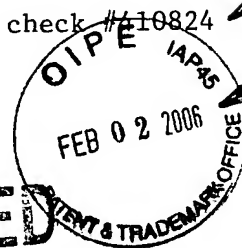
Atty. Dkt. 28951.1130
Applicant: M. ABE et al
Serial No. 10/025,998
Date: February 2, 2006

The Patent and Trademark Office date stamped hereon is acknowledgment that the following items were received by the PTO on the date stamped:

1. Fee(s) Transmittal w/\$1700 check #410824
2. Return receipt postcard

DJ/due 3/15/06

DOCKETED



APPENDIX C